

**REMARKS****I. Status of the Application and Claims**

Claims 1-3 are pending. Claims 1-3 have been amended to overcome the rejections under 35 USC 112, second paragraph. Claims 1-3 have also been amended for clarity. In claim 1, the spelling of the term "hydroxyl" has been corrected. In claims 2 and 3, the period has been replaced with a colon prior to the recitation of the chemical formulae, and the variables for R<sub>1</sub>, R<sub>2</sub>, R<sub>3</sub>, R<sub>4</sub>, R<sub>5</sub>, R', R'', X, Y and Z explicitly refer to claim 1. No new matter has been entered.

**II. Claims Rejections under 35 USC 112**

The Examiner rejected claims 1-3 under 35 USC 112, second paragraph, for indefiniteness. The Examiner found the absence of steps in preparing the compounds. The Examiner also wanted a recitation of conditions for the process claims. The term "general" in claims 1-3 was objected to by the Examiner.

In this regard, Applicants point out that claims 2 and 3 do in fact contain a step of "reacting". Claims 2 and 3 have been amended to recite the conditions for the "reacting" step as requested by the Examiner. The amendments are supported by the specification at page 6, lines 28-30. The term "general" has been canceled from claims 1-3. Accordingly, it is respectfully requested that the rejection of claims 1-3 under 35 U.S.C. 112, second paragraph, be reconsidered and withdrawn.

**CONCLUSION**

In view of the foregoing amendment to the claims and remarks, it is respectfully submitted that the instant invention as defined in claims 1-3 is in full compliance with all the statutory requirements of Title 35 USC, and, therefore, it is earnestly requested that the Examiner's rejection be withdrawn and that the pending claims be passed to issue.

Respectfully submitted  
Attorney for Applicant,

Dated: December 1, 2006

By:   
Eugene Lieberstein  
Registration No. 24,645


CUSTOMER NO. 01109

ANDERSON KILL & OLICK, P.C.  
1251 Avenue of the Americas  
New York, New York 10020-1182  
(212) 278-1000

**CERTIFICATE OF MAILING**

I hereby certify that this *Amendment and Request for Reconsideration* is being deposited with the United States Postal Service via First Class Mail addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on December 1, 2006.

Audrey de Souza (Typed or printed name of person mailing paper or fee)

 (Signature of person mailing paper or fee)